

HAWAII ADMINISTRATIVE RULES

TITLE 13

DEPARTMENT OF LAND AND NATURAL RESOURCES

SUBTITLE 4 FISHERIES

PART III FRESHWATER FISHERIES MANAGEMENT AREAS

CHAPTER 64

KOKEE PUBLIC FISHING AREA, KAUAI

- §13-64-1 Boundary
- §13-64-2 Prohibited activities
- §13-64-3 Permitted activities
- §13-64-4 Penalty

Historical Note: Chapter 64 of Title 13 is based substantially upon Regulation 39 of the Division of Fish and Game, Department of Land and Natural Resources, State of Hawaii. [Eff. 7/25/74; R 5/26/81]

§13-64-1 Boundary. The Kokee public fishing area shall include the Kokee, Kauaikinana, Kawaikoi, Waiakoali, Mohihi, Poomau, Koaie and Waialae streams, Puu Lua reservoir, and Kokee ditch system except as prohibited in §13-64-2, and as delineated in "Map of the Kokee Public Public Fishing Area, Kauai 3/27/81," attached at the end of this chapter. [Eff: 5/26/81; comp AUG 14 1989 1 (Auth: HRS §188-53) (Imp: HRS §188-53)]

§13-64-2 Prohibited activities. No person shall engage in the following activities within the Kokee public fishing area:

- (1) Fish for, catch, take, possess, or remove any rainbow trout except as provided in §13-64-3;
- (2) Use any form of corn for bait;
- (3) Enter into or fish in that portion of the Kokee stream including all tributaries above Camp Sloggett, which is declared as a prohibited fishing zone;
- (4) Enter into or fish in any other area posted as

- a prohibited fishing zone;
- (5) Damage or mutilate any public or private property including trees and shrubs, fencelines, gates, buildings, waterlines, and pumps;
- (6) Contaminate or pollute any stream, ditch, spring, water hole, or reservoir;
- (7) Possess any spears, chemicals, trotlines, nets other than provided in §13-64-3, or other illegal fishing gear;
- (8) Operate any vehicle in any fishing area except on roads constructed for and open to vehicular use; or
- (9) Utilize any aircraft to gain access for fishing purposes. [Eff: 5/26/81; am and comp AUG 14 1989] (Auth: HRS §188-53) (Imp HRS §188-53)

§13-64-3 Permitted activities. A person may, with a valid State of Hawaii freshwater game fishing license, fish with one pole and line or one line using one lure or one baited hook attached to the single line, catch, take, possess, or remove any rainbow trout, provided that:

- (1) The open season for trout fishing shall begin on the first Saturday of the month of August for a period of sixteen consecutive days, and thereafter for the remainder of August and through September, only during weekends and State holidays unless the open season had been suspended by the chairman of the board when such action is necessary for the protection and conservation of the trout resource;
- (2) The bag limit shall be seven trout for each licensee per fishing day, provided that any person may possess additional legally taken trout under refrigeration; Fishing be conducted between 5:30 a.m. and 6:45 p.m. on each fishing day;
- (3) Use a dip net not exceeding two feet (0.61 meters) along the longest axis, excluding the handle, to land hooked trout; and All fishmen be required to report before and after their fishing activities as follows:
 - (A) For the Kokee ditch system, Puu Lua reservoir and those using the camp ten or Halemanu roads for access, to sign in

- and sign out at the Kokee park headquarters or Kokee hunter checking station on a daily basis, provided that those camping in the back country must indicate such intention when signing in and signing out upon return;
- (B) For those utilizing the Kukui trail for access, to sign in and sign out at the trailhead before entering and upon return; or
 - (C) For all others utilizing other access routes, to telephone the department's Kauai district office in Lihue with information relative to:
 - (i) Description of access route;
 - (ii) Expected date and time of entry;
 - (iii) Expected date and time of return; and
 - (iv) Number of trout caught upon return. [Eff: 5/26/81; am and comp AUG 1 4 1989]
(Auth: HRS §188-53) (Imp: HRS §§188-50, 188-53)

§13-64-4 Penalty. A person violating the provisions of this chapter shall be guilty of a petty misdemeanor; and upon conviction thereof, shall be punished as provided by law. [Eff: 5/26/81; comp AUG 14 1989] (Auth: HRS §188-53) (Imp: HRS §188-70)